

## **Assembly Bill No. 946**

### **CHAPTER 400**

An act to add Chapter 3.3 (commencing with Section 4218) to Division 5 of Title 1 of the Government Code, relating to public contracts, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 2, 2011. Filed with  
Secretary of State October 2, 2011.]

#### **LEGISLATIVE COUNSEL'S DIGEST**

AB 946, Bonnie Lowenthal. Public contracts: Los Angeles County: regional interoperable communications system.

Under the State Contract Act, the erection, construction, alteration, repair, or improvement of any state structure, building, road, or other state improvement of any kind that will exceed a specified amount, is accomplished by awarding a contract to the lowest responsible bidder. Similar provisions exist for local agency contract projects.

This bill would authorize the County of Los Angeles or the Los Angeles Regional Interoperable Communication System Authority to solicit proposals and enter into agreements with private entities for the delivery of a regional interoperable communications system and all related infrastructure to be used by public safety agencies and emergency responders located in the County of Los Angeles, as specified.

This bill would make legislative findings and declarations as to the necessity of a special statute for the County of Los Angeles.

This bill would declare that it is to take effect immediately as an urgency statute.

*The people of the State of California do enact as follows:*

SECTION 1. Chapter 3.3 (commencing with Section 4218) is added to Division 5 of Title 1 of the Government Code, to read:

#### **CHAPTER 3.3. REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM IN LOS ANGELES COUNTY**

4218. Notwithstanding Chapter 10 (commencing with Section 4525) of Division 5 of this code, or Part 3 (commencing with Section 20100) of Division 2 of the Public Contract Code, the County of Los Angeles or the Los Angeles Regional Interoperable Communication System Authority may solicit proposals and enter into agreements with private entities for the delivery of a regional interoperable communications system and all related

infrastructure to be used by public safety agencies and emergency responders located in the County of Los Angeles, including, but not limited to, the studying, planning, design, developing, and financing of the system, the delivery and installation of equipment, the architectural and engineering design of the improvements to real property, the construction of the improvements to real property, and the maintenance, rebuilding, repair, or operation, or any combination thereof, pertaining to that regional interoperable communications system. The solicitation process shall ensure that the contractor is selected in compliance with a “procurement by competitive proposals” process as described in Section 24.36 of Title 15 of the Code of Federal Regulations.

SEC. 2. The Legislature finds and declares that a special law is necessary and that a general law cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique requirements for a regional interoperable communications system in the County of Los Angeles.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to allow the County of Los Angeles and the Los Angeles Regional Interoperable Communication System Authority to contract for a regional interoperable communications system as soon as possible, it is necessary that this act take effect immediately.